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OFFICE OF PETITIONS

In re Patent No. **6,315,001**
Issue Date: November 13, 2001
Application No. 09/1,676,760
Filed: October 2, 2000
Attorney Docket No.

DECISION ON PETITION
UNDER 37 CFR 1.378

This is a decision on the petition under 37 CFR 1.378(c), filed February 5, 2010, to accept the delayed payment of a maintenance fee for the above-identified patent.

The petition is **DISMISSED**.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within TWO (2) MONTHS from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is **not** a final agency action within the meaning of 5-U.S.C. § 704.

Any petition for reconsideration of this decision must be accompanied by the petition fee of \$400 as set forth in 37 CFR 1.17(f). The petition for reconsideration must include the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Director.

A petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2).

This petition lacks item (1) above, a statement that the delay was unintentional. For petitioner's convenience, a PTO/SB/66 Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in An Expired Patent is attached.

Further correspondence with respect to this matter should be addressed as follows:


By Mail: Mail Stop PETITION

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By hand: U. S. Patent and Trademark Office
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Alexandria, VA 22314

The centralized facsimile number is (571) 273-8300.

Telephone inquiries should be directed to Monica A. Graves at (703) 571-272-7253.


Thurman K. Page
Petitions Examiner
Office of Petitions

ATTACHMENT: Petition To Accept Unintentionally Delayed Payment Of
Maintenance Fee In An Expired Patent Under 37 CFR 1.378(c)
(USPTO Form PTO/SB/66)